

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

CHAD GELLNER, MATTHEW RUFO, and
MELVYN KLEIN, Derivatively On Behalf Of
TILRAY, INC.,

Plaintiffs,

v.

BRENDAN KENNEDY, MICHAEL
AUERBACH, REBEKAH DOPP, MARYSCOTT
GREENWOOD, CHRISTINE ST. CLARE, AND
MARK CASTANEDA,

Defendants,

TILRAY, INC.,

Nominal Defendant.

Case No.: 20-cv-01768

**NOTICE OF
VOLUNTARY DISMISSAL**

Pursuant to Fed. R. Civ. P. 41, Plaintiffs Chad Gellner, Matthew Rufo and Melvyn Klein (“Plaintiffs”), by and through Plaintiffs’ undersigned counsel, hereby give notice that the above-captioned action is voluntarily dismissed, without prejudice against the Defendants.

Voluntary dismissal is appropriate under Fed. R. Civ. P. 41(a)(1) given that Defendants have not answered the Complaint nor filed a motion for summary judgment.

Notice of this voluntary dismissal is not required under Fed. R. Civ. P. 23.1(c) because neither Plaintiffs nor Plaintiffs’ counsel have received or will receive any compensation whatsoever for this dismissal.

Dated: June 16, 2020

GAINEY McKENNA & EGLESTON

By: /s/ Thomas J. McKenna

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